IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

MISC. CIVIL APPLICATIONNO.78 OF 2006

Office Notes, Office Memorandum of Coram, appearances, Court's orders or directions and registrar's Orders.	Court's or Judge's Orders

Mrs.Teja Katdare with Ms. Alpa Jhaveri

for applicant

Mr.G.J.Sabnis for respondent

CORAM : S.B.DESHMUKH, J.

DATE : 29TH SEPTEMBER, 2006

P.C.:

1. Heard the learned counsel for the parties.

2. By this application the applicant-wife is seeking transfer of

M.J.Petition No.A/258/2006 from the Family Court No.2 Bandra, Mumbai to the Family Court No.4 at Pune where M.J.Petition No.13/2006 filed by the applicant-wife is pending.

2. The learned counsel for the respondents, confirmed the position that M.J.Petition No.13 of 2006 filed by the present applicant-wife for maintenance is pending at Family Court No.4 at Pune. The applicant-wife is also residing at Pune, he therefore has no serious objections for transfer of M.J.Petition No.A-258/2006 from Family Court No.2 Bandra, Mumbai to Family Court No.4 at Pune. He only seeks expeditious hearing of these proceedings, since the respondent is residing at Mumbai.

3. Considering the submission of the learned counsel for the parties, in my view, expeditious hearing of both the petitions can be directed, on transfer of

M.J.Petition No.A/258/2006 from Family Court No.2 Bandra, Mumbai to Family Court, Pune.

4. In the result, the Misc. Petition is allowed. The M.J.Petition No.A/258/2006 pending in Family Court No.2 at Bandra, Mumbai is transferred to the Family Court No.4 Pune. The learned Judge of Family Court No.2 Bandra, Mumbai is directed to transmit the proceeding of M.J.Petition No.A/258/2006 immediately to the Family Court No.4 at Pune. The Family Court No.4 Pune is further directed to decide the M.J.Petition No.13 of 2006 pending in the same court and M.J.Petition No.A/258/2006, on transfer from Family Court No.2 Bandra, Mumbai within a period of six months from the receipt of the proceedings of M.J.Petition No.A/258/2006 from Family Court No.2 Bandra, Mumbai. The Petition is allowed and disposed of in the above terms.